

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

NICHOLE HOBSON,

Plaintiff,

vs.

**GRANITE NURSING AND
REHABILITATION CENTER, LLC,**

Defendant.

Case No. 19-CV-1353-SMY

SCHEDULING ORDER

YANDLE, District Judge:

Having reviewed the Joint Report of the Parties and finding that the parties have substantially complied with the requirements of FED. R. CIR. P. 26(f) and SDIL-LR 16.2(a), the Court hereby approves the attached Joint Report of the Parties.

The parties should note that they may, pursuant to FED. R. CIV. P. 29, modify discovery dates set forth in the Joint Report by written stipulation, except that they may *not* modify a date if such modification would impact the deadline for the completion of all discovery, the deadline for filing dispositive motions, or the date of any court appearance.

A. Discovery Deadlines

1. Initial interrogatories and requests to produce, pursuant to Federal Rules of Civil Procedure 33 and 34 shall be served on opposing parties by **June 19, 2020**.
2. Plaintiff's deposition shall be taken by **October 14, 2020**.
3. Defendant's deposition shall be taken by **December 15, 2020**.

4. Motions to amend the pleadings, including the commencement of a third party action, shall be filed by **July 1, 2020** (which date shall be no later than **90 days** following the Scheduling and Discovery conference).
5. Expert witnesses shall be disclosed, along with a written report prepared and signed by the witness pursuant to Federal Rule of Civil Procedure 26(a)(2), as follows:

Plaintiff's expert(s): **October 20, 2020**.

Defendant's expert(s): **December 21, 2020**.

Third Party expert(s): **December 21, 2020**.
6. Depositions of expert witnesses must be taken by:

Plaintiff's expert(s): **November 20, 2020**.

Defendant's expert(s): **January 21, 2021**.

Third Party expert(s): **January 21, 2021**.
7. **Discovery** shall be completed by **January 21, 2021**. Any written interrogatories or request for production served after the date of the Scheduling and Discovery Order shall be served by a date that allows the served parties the full **30 days** as provided by the Federal Rules of Civil Procedure in which to answer or produce by the discovery cut-off date.
8. All **dispositive motions** shall be filed by **February 6, 2021**. Dispositive motions filed after this date will not be considered by the Court.

B. Discovery Procedures

1. Depositions upon oral examination, interrogatories, requests for documents, and answers and responses thereto shall not be filed unless on order of the Court. Disclosures or discovery under FED. R. CIV. P. 26(a) are to be filed with the Court

only to the extent required by the final pretrial order, other Court order, or if a dispute arises over the disclosure or discovery.

2. The Court expects the parties to Comply with the meet-and-confer requirements of FED. R. CIV. P. 37 prior to contacting the Court with discovery disputes or filing motions.
3. All discovery disputes that cannot be informally resolved shall be brought to the Court's attention through written motion. The Motion shall be no longer than 10 pages and shall state "DISPUTED" in the title. Responses shall be filed within 7 days and shall be no longer than 10 pages. No reply briefs shall be filed. Only material directly related to the motion shall be attached to the motion (i.e. if the only dispute is about Interrogatory 15, only that interrogatory and answer (and those related) shall be attached to any motion or response). Disputed discovery motions will be referred to the Magistrate Judge initially assigned to the case for disposition.
4. Discovery disputes during depositions or those requiring prompt resolution shall be presented to the Magistrate Judge initially assigned to the case in accordance with his/her standard procedures.

B. Pretrial and Trial Deadlines:

1. As initially set by the Court, this case is set for a Final Pretrial Conference on **May 5, 2021 at 1:30 p.m.** and Jury trial on **May 17, 2021 at 9:00 a.m.** in the Federal Courthouse, Benton, Illinois.
2. All "Daubert" motions (seeking to exclude expert testimony/evidence) filed pursuant to Fed.R.Evid 702 and/or 703 **must be filed by the dispositive motion**

deadline. Counsel is advised that Daubert motions not filed in accord with this deadline will be denied as untimely filed.

3. Motions in limine must be filed no later than 21 calendar days before the final pretrial conference. Responses to motions in limine must be filed no later than 14 calendar days before the final pretrial conference.
4. Fed.R.Civ.P. 26(a)(3) pretrial disclosures are due at least 30 days before the first day of trial. Objections are due 14 days after the disclosures are made.
5. The signed, joint proposed Final Pretrial Order shall be submitted no later than 3 business days prior to the Final Pretrial Conference.

The parties are referred to the Court's Case Management Procedures located on the Court's website for further instructions.

The parties are reminded that the Magistrate Judge can preside over all proceedings in this action, including trial and the entry of judgment, should the parties wish to consent. SDIL-L.R. 72.2(b)(3); 28 U.S.C. § 636(c). However, consents cannot be tendered once a motion for summary judgment has been filed or the deadline has elapsed.

IT IS SO ORDERED.

DATED: April 17, 2020



STACI M. YANDLE
United States District Judge